

FILE COPY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EMBLAZE LTD.,

Plaintiff,

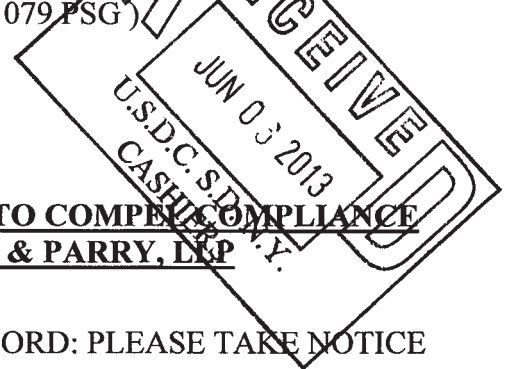
v.

APPLE INC., a California Corporation,

Defendant.

13 CASE NO. 13-MISC-00195

(Case pending in U.S. District
Court for the Northern District
of California, Case No. 13-cv-01079-PHG)
CV-01079-PHG)



**DEFENDANT APPLE INC.'S NOTICE OF MOTION TO COMPEL COMPLIANCE
WITH SUBPOENA SERVED ON LADAS & PARRY, LLP**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD: PLEASE TAKE NOTICE that pursuant to Rules 37 and 45 of the Federal Rules of Civil Procedure and Local Civil Rule 37.2, Defendant Apple Inc. ("Apple"), through its undersigned attorneys, will and hereby does move to compel compliance with the subpoena served on Ladas & Parry LLP ("Ladas") on June 25, 2013, before Part I Judge, at 10:00 A.M. at the United States Courthouse, Southern District of New York, 500 Pearl Street, New York, NY 10007.

This motion will be and is based upon the memorandum submitted herewith, the accompanying declaration in support of the motion, the proposed order submitted herewith, the complete record of this action, evidence and argument presented at any hearing on this motion the Court may determine necessary and schedule, and all matters of which the Court may take judicial notice. Before the filing of this motion the parties in good faith conferred in an effort to resolve the dispute without court action, as required by Fed. R. Civ. P. 37 but were unable to do so.¹

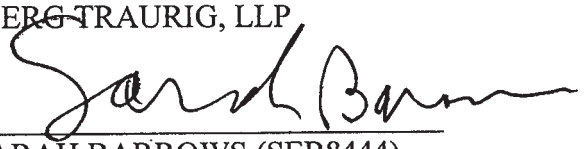
¹ June 5, 2013 Declaration of Sarah E. Barrows in Support of Apple's Motion to Compel Discovery From Non-Party Ladas & Parry, LLP ("Barrows Decl.") ¶ 2 & Exs. 6-11.

Dated: June 5, 2013
New York, New York

Respectfully submitted,

GREENBERG TRAURIG, LLP

By: _____


SARAH BARROWS (SEB8444)
barrowss@gtlaw.com
GREENBERG TRAURIG, LLP
4 Embarcadero Center, Suite 3000
San Francisco, CA 94111-5983
Telephone: (415) 655-1300
Facsimile: (415) 707-2010

James J. DeCarlo (JJD8531)
decarloj@gtlaw.com
Michael A. Nicodema (MAN2949)
nicodemam@gtlaw.com
GREENBERG TRAURIG, LLP
MetLife Building
200 Park Avenue, 34th Floor
New York, New York 10166
Tel.: (212) 801-9200
Fax: (212) 801-6400

Attorneys for Defendant Apple Inc.